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PATENT APPLICATION

ATTORNEY DOCKET NO. 200301888-1

APR 02 2004

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Inventor(s): Nicola et al.

Confirmation No.: 8704

Application No.: 09/538,700

Examiner: Duncan, Marc M.

Filing Date: 03/30/2000

Group Art Unit: 2184

Title: METHOD FOR TRANSACTION LOG FAILOVER MERGING DURING ASYNCHRONOUS
OPERATIONS IN A DATA STORAGE NETWORK

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.63(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission under 37 CFR 1.114

(X) Previously submitted:

(X) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on 07/31/03
(Any unentered amendment(s) referred to above will be entered).

() Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

() Other _____

() Enclosed:

() Amendment/Reply

() Affidavit(s)/Declarations(s)

() Information Disclosure Statement (IDS)

() Other _____

Miscellaneous

() Suspension of action is requested under 37 CFR 1.103(c) for a period of _____ months.
The fee for this Suspension is (37 CFR 1.17(i)) \$130.00

() Other _____

**CONTINUED EXAMINATION TRANSMITTAL
(RCE) (37 CFR 1.114) (continued)**ATTORNEY DOCKET NO. 200301688-1

(X) RCE filing fee \$750.00

() A Petition for Extension of Time

- () one month \$110.00
- () two months \$410.00
- () three months \$930.00
- () four months \$1450.00

Please charge to Deposit Account 08-2025 the sum of \$750.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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Number of pages: 2

Typed Name: Julie Lange

Signature: 

Respectfully submitted,


By: 

William J. Kubida

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Certificate of Transmission under 37 CFR 1.8

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Docket No. 200301688-1 (f/k/a P00-2938)
Serial No. 09/538,700

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